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21 **UNITED STATES DISTRICT COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA**

23 ASIF MEHEDI, Individually and on Behalf of
24 All Others Similarly Situated,

25 Plaintiff,

26 v.

27 VIEW, INC. f/k/a CF FINANCE
28 ACQUISITION CORP. II, RAO MULPURI,
and VIDUL PRAKASH,

Defendants.

29 No. 5:21-cv-06374-BLF

30 **DECLARATION OF IVY T. NGO IN
31 SUPPORT OF MOTION OF SWETA
32 SONTHALIA FOR STAY OF
33 PROCEEDINGS PENDING
34 DISPOSITION OF WRIT OF
35 MANDAMUS**

1 I, Ivy T. Ngo, hereby declare as follows:

2 1. I am Counsel with Roche Freedman LLP (“Roche Freedman”), counsel on behalf of
3 Lead Plaintiff Movant Sweta Sonthalia, and have personal knowledge of the facts set forth herein.

4 2. I make this Declaration in support of Ms. Sonthalia’s motion to stay proceedings
5 pending disposition of her petition for writ of mandamus pending in the United States Court of
6 Appeals for the Ninth Circuit.

7 3. Attached hereto as Exhibit A is a true and correct copy of the March 14, 2022 Petition
8 for Writ of Mandamus filed in *Sonthalia v. USDC-CASJ*, Case No. 22-70044 (9th Cir. Mar. 14,
9 2022).

10 4. Attached hereto as Exhibit B is a true and correct copy of the March 2, 2021 order
11 issued by the United States District Court for the District of Arizona in, *Borteanu v. Nikola Corp.*
12 *et al.*, granting a motion to stay proceedings pending the resolution of a writ of mandamus
13 challenging a lead plaintiff order. Case No. 2:20-cv-01797-SPL (D. Ariz. Mar. 2, 2021), ECF No.
14 68.

15 5. Attached hereto as Exhibit C is a true and correct copy of the April 15, 2019 order
16 issued in this District in, *In re Tesla, Inc. Sec. Litig.*, granting a motion to stay proceedings pending
17 the resolution of a writ of mandamus challenging a lead plaintiff order. Case No. 18-cv-04865-EMC
18 (N.D. Cal. Apr. 15, 2019), ECF No. 211.

19 6. Attached hereto as Exhibit D is a true and correct copy of the docket history of *Mersho*
20 *v. USDC-AZP*, No. 20-cv-73819 (9th Cir. 2021).

21 7. Attached hereto as Exhibit E is a true and correct copy of the docket history of
22 *Bridgestone Inv. Corp. v. USDC-CASF*, No. 19-cv-70031 (9th Cir. 2019).

23 I declare under penalty of perjury that the foregoing is true and correct.

24 Executed this 17th day of March 2022 at Lakewood, Colorado.

25
26 /s/ Ivy T. Ngo
27 Ivy T. Ngo
28

CERTIFICATE OF SERVICE

I, Ivy T. Ngo, hereby certify that this document was filed through the CM/ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on this 17th day of March 2022.

/s/ Ivy T. Ngo
Ivy T. Ngo